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Re: Appeal No. 2005-1380  
Application Serial No. 09/944,314

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Appeal No. 2005-1380

Appellant: M. Masters et al.

Serial No.: 09/944,314

For: Processes for texturing the surface  
of a hearing instrument

Filed: August 31, 2001

Group: 1734

Examiner: George R. Koch

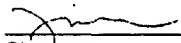
Att'y Dkt.: 2001 P 16282 US

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Joel Miller  
Attorney Name

29,955  
Reg. No.

  
Signature

July 18, 2005  
Date of Signature

Oral Hearing

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Via Facsimile Only

Sir:

As discussed with Mr. Craig Feinberg at the Board today, related application serial no. 09/944,315 is also on appeal and, given the similarity of issues presented in both appeals, appellants requested that the oral hearing in the '315 application be consolidated and heard together with the above-identified appeal. As instructed, appellants are confirming their intent to proceed with the August 10, 2005 hearing in appeal no. 2005-1380 with the understanding that both appeals will be heard on that date or, should such scheduling not be possible, a hearing on both appeals will be scheduled for another date.

Dated: July 18, 2005

Respectfully submitted,

  
Joel Miller  
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Attorney for Applicant(s)  
under 37 C.F.R. 1.34(a)